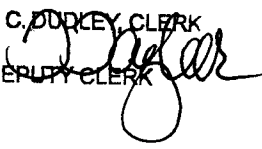


SEP 17 2014

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. DUCKEY, CLERK  
BY:   
DEPUTY CLERK

JOSHUA DAVID WIDENER,  
Petitioner,

v.

MARIE VARGO,  
Respondent.

) Civil Action No. 7:13-cv-00516  
)  
)  
)

) ORDER  
)  
)

) By: Hon. Glen E. Conrad  
) Chief United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

**ORDERED**

that respondent's motion to dismiss (ECF no. 4) is **GRANTED**; the petition for a writ of habeas corpus is **DISMISSED without prejudice** as unexhausted; and the action is **STRICKEN** from the active docket of the court.

The Clerk shall send a copy of this order and the accompanying memorandum opinion to counsel of record.

ENTER: This 17<sup>th</sup> day of September, 2014.

  
Chief United States District Judge